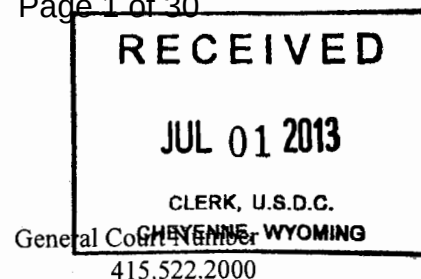


UNITED STATES DISTRICT COURT  
Northern District of California  
450 Golden Gate Avenue  
San Francisco, California 94102

www.cand.uscourts.gov

Richard W. Wieking  
Clerk



June 27, 2013

Office of the Clerk  
U.S. District Court  
District of Wyoming  
2120 Capitol Avenue, Room 2131  
Cheyenne, WY 82001-3658

12-CR-81-F

Case Name: US-v-Paul D. Cardwell  
Case Number: 12-CR-81-F (our number 3:13-70710 LB)  
Charges: 13:1349 - Conspiracy to Commit Mail and Wire Fraud;  
18:1956(h) - Conspiracy to Commit Money Laundering;  
18:1341 - Mail Fraud;  
18:1343 - Wire Fraud

Dear Clerk:

The above charges originated in your district and the defendant has appeared before U.S. Magistrate Judge Laurel Beeler. The following action has been taken:

- (X) The U.S. Marshal has been ordered to remove this defendant to your district forthwith.
- () The defendant has a court appearance in your court on:

Enclosed are the following documents:

original Rule 5 affidavit  
original minute orders  
certified copy of *AO 94, Commitment to Another District*  
certified copy of Docket Sheet

Please acknowledge receipt of the documents on the attached copy of this letter and return in the envelope provided.

Sincerely yours,

RICHARD WIEKING, Clerk

/s/ M. Jenkins

by: Mark Jenkins  
Case Systems Administrator

Enclosures  
cc: Financial Office

-----  
Receipt of the above-described documents is acknowledged herewith and assigned case number:

\_\_\_\_\_  
Date: \_\_\_\_\_

CLERK, U.S. DISTRICT COURT

By \_\_\_\_\_  
Deputy Clerk

**U.S. District Court**  
**California Northern District (San Francisco)**  
**CRIMINAL DOCKET FOR CASE #: 3:13-mj-70710-MAG All Defendants**  
**Internal Use Only**

FILED  
U.S. DISTRICT COURT  
DISTRICT OF WYOMING  
2013 JUL 1 PM 12 55

STEPHAN HARRIS, CLERK

CHEYENNE

Case title: USA v. Cardwell

Date Filed: 06/27/2013

Other court case number: 12-CR-81 02F District of  
Wyoming

Date Terminated: 06/27/2013

Assigned to: Magistrate Judge

**Defendant (1)****Paul D. Cardwell****TERMINATED: 06/27/2013**represented by **Brandon Michael LeBlanc**Federal Public Defender  
Northern District of California  
19th Floor Federal Building - Box  
36106450 Golden Gate Avenue  
San Francisco, CA 94102  
415-436-7700

Fax: 415-436-7706

Email: brandon\_leblanc@fd.org

**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Public Defender or  
Community Defender Appointment*I hereby certify that the annexed  
instrument is a true and correct copy  
of the original issued in my office.

ATTEST:

RICHARD W. WIEKING

Clerk, U.S. District Court  
Northern District of CaliforniaBy: 

puty Cle...

Date

6-27-13  
**MARK J. JENKINS****Pending Counts**

None

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Highest Offense Level  
(Terminated)****Disposition****Disposition**

None

**Complaints****Disposition**

18:3148 Violation of pretrial release

**Plaintiff**

USA

represented by **Patricia Jean Kenney**  
 U.S. Attorney's Office  
 450 Golden Gate Ave.  
 10th Floor  
 San Francisco, CA 94102  
 415-436-6857  
 Fax: 415.436.6847  
 Email: [patricia.kenney@usdoj.gov](mailto:patricia.kenney@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
06/27/2013	<u>1</u>	Notice of Proceedings on Out-of-District Criminal Charges Pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal Procedure as to Paul D. Cardwell (1). (lskS, COURT STAFF) (Filed on 6/27/2013) (Entered: 06/27/2013)
06/27/2013		CASE DESIGNATED for Electronic Filing. (lskS, COURT STAFF) (Filed on 6/27/2013) (Entered: 06/27/2013)
06/27/2013	<u>2</u>	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Initial Appearance as to Paul D. Cardwell held on 6/27/2013; Added attorney Brandon Michael LeBlanc (provisional) for Paul D. Cardwell. While in custody the defendant is to be provided with his medication, Lexipro to be taken daily. Defendant admits to being the person charged in the District of Wyoming. Defendant waived the identity/removal hearing. AUSA proffer. Defense proffer. (Recording #FTR 9:47-9:54; 1:07-1:16.) (mjj2S, COURT STAFF) (Filed on 6/27/2013) (Entered: 06/27/2013)
06/27/2013	<u>3</u>	<b>COMMITMENT TO ANOTHER DISTRICT as to Paul D. Cardwell. Defendant committed to District of Wyoming. Defendant will retain an attorney (has attorney already in underlying case). Signed by Judge Magistrate Judge Laurel Beeler on 6/27/2013. (cc: USMS) (mjj2S, COURT STAFF) (Filed on 6/27/2013) (Entered: 06/27/2013)</b>

06/27/2013	<u>4</u>	Letter to the District of Wyoming re Commitment to Another District as to Paul D. Cardwell (mjj2S, COURT STAFF) (Filed on 6/27/2013) (Entered: 06/27/2013)
------------	----------	---

<b>MAGISTRATE JUDGE</b> <b>MINUTE ORDER</b>		DEPUTY CLERK Lashanda Scott		REPORTER/FTR 9:47-9:54; 1:07-1:16	
MAGISTRATE JUDGE Laurel Beeler		DATE June 27, 2013		NEW CASE <input type="checkbox"/>	CASE NUMBER 3-13-70710 LB
<b>APPEARANCES</b>					
DEFENDANT Paul D. Cardwell		AGE	CUST Y	P/NP P	ATTORNEY FOR DEFENDANT Brandon LeBlanc (provisional)
U.S. ATTORNEY Patricia Kenney		INTERPRETER N/A		<input type="checkbox"/> FIN. AFFT SUBMITTED	<input type="checkbox"/> COUNSEL APPT'D 2013 JUL 1 PM 12 55
PROBATION OFFICER	PRETRIAL SERVICES OFFICER Allen Lew	DEF ELIGIBLE FOR APPT'D COUNSEL		<input type="checkbox"/> PARTIAL PAYMENT OF CJA FEES	
<b>PROCEEDINGS SCHEDULED TO OCCUR</b>					
<input checked="" type="checkbox"/> INITIAL APPEAR 16 mins	<input type="checkbox"/> PRELIM HRG	<input type="checkbox"/> MOTION	<input type="checkbox"/> JUGM'T & SENTG	<input type="checkbox"/> STATUS TRIAL SET	
<input type="checkbox"/> I.D. COUNSEL	<input type="checkbox"/> ARRAIGNMENT	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> IA REV PROB. or or S/R	<input type="checkbox"/> OTHER	
<input type="checkbox"/> DETENTION HRG	<input type="checkbox"/> ID / REMOV HRG	<input type="checkbox"/> CHANGE PLEA	<input type="checkbox"/> PROB. REVOC.	<input type="checkbox"/> ATTY APPT HEARING	
<b>INITIAL APPEARANCE</b>					
<input checked="" type="checkbox"/> ADVISED OF RIGHTS	<input checked="" type="checkbox"/> ADVISED OF CHARGES	<input type="checkbox"/> NAME AS CHARGED IS TRUE NAME	<input type="checkbox"/> TRUE NAME:		
<b>ARRAIGNMENT</b>					
<input type="checkbox"/> ARRAIGNED ON INFORMATION	<input type="checkbox"/> ARRAIGNED ON INDICTMENT	<input type="checkbox"/> READING WAIVED SUBSTANCE	<input type="checkbox"/> WAIVER OF INDICTMENT FILED		
<b>RELEASE</b>					
<input type="checkbox"/> RELEASED ON O/R	<input type="checkbox"/> ISSUED APPEARANCE BOND	AMT OF SECURITY \$	SPECIAL NOTES	<input type="checkbox"/> PASSPORT SURRENDERED DATE:	
PROPERTY TO BE POSTED <input type="checkbox"/> CASH \$		CORPORATE SECURITY <input type="checkbox"/>		REAL PROPERTY: <input type="checkbox"/>	
<input checked="" type="checkbox"/> MOTION FOR DETENTION	<input type="checkbox"/> PRETRIAL SERVICES REPORT	<input checked="" type="checkbox"/> DETAINED	<input type="checkbox"/> RELEASED	<input type="checkbox"/> DETENTION HEARING AND FORMAL FINDINGS WAIVED	<input checked="" type="checkbox"/> REMANDED TO CUSTODY
ORDER REMOVED TO THE DISTRICT OF Wyoming					
<b>PLEA</b>					
<input type="checkbox"/> CONSENT ENTERED	<input type="checkbox"/> NOT GUILTY	<input type="checkbox"/> GUILTY	GUILTY TO COUNTS: <input type="checkbox"/>		
<input type="checkbox"/> PRESENTENCE REPORT ORDERED	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> PLEA AGREEMENT FILED	OTHER:		
<b>CONTINUANCE</b>					
TO:	<input type="checkbox"/> ATTY APPT HEARING	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> STATUS RE: CONSENT	<input type="checkbox"/> TRIAL SET	
AT:	<input type="checkbox"/> SUBMIT FINAN. AFFIDAVIT	<input type="checkbox"/> PRELIMINARY HEARING	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> STATUS	
BEFORE HON.	<input type="checkbox"/> DETENTION HEARING	<input type="checkbox"/> ARRAIGNMENT	<input type="checkbox"/> MOTIONS	<input type="checkbox"/> JUDGMENT & SENTENCING	
<input type="checkbox"/> TIME WAIVED	<input type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161	<input type="checkbox"/> IDENTITY / REMOVAL HEARING	<input type="checkbox"/> PRETRIAL CONFERENCE	<input type="checkbox"/> PROB/SUP REV. HEARING	
<b>ADDITIONAL PROCEEDINGS</b>					

While in custody the defendant is to be provided with his medication, Lexipro to be taken daily. Defendant admits to being the person charged in the District of Wyoming. Defendant waived the identity/removal hearing. AUSA proffer. Defense proffer. cc: LB

DOCUMENT NUMBER: 2-11752

# UNITED STATES DISTRICT COURT

for the

Northern District of California

United States of America )

v. )

PAUL D. CARDWELL )

Defendant )

Case No. 3-13-70710-LB

Charging District's

Case No. District of Wyoming

FILED

FILED

JUN 27 2013

U.S. DISTRICT COURT  
DISTRICT OF WYOMING

RICHARD W. WIEKING

CLERK, U.S. DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

STEPHAN HARRIS, CLERK

3-13-70710-LB

## COMMITMENT TO ANOTHER DISTRICT

The defendant has been ordered to appear in the \_\_\_\_\_ District of Wyoming.

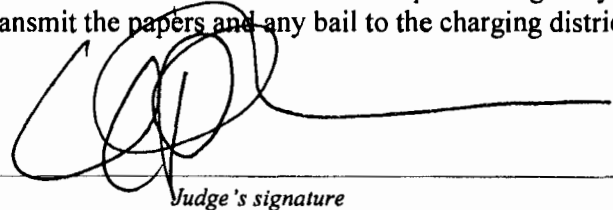
The defendant may need an interpreter for this language: none.

The defendant: ☒ will retain an attorney. (has attorney already in custody case)  
☐ is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

**IT IS ORDERED:** The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date: June 27, 2013



Judge's signature

LAUREL BEELER, US MAGISTRATE JUDGE

Printed name and title

I hereby certify that the annexed  
instrument is a true and correct copy  
of the original issued in my office.

ATTEST:

RICHARD W. WIEKING

Clerk, U.S. District Court  
Northern District of CaliforniaB:   
puty Cle...

Date 6-27-13

MARK J. JENKINS

(copy attached). At the time, Paul D. Cardwell had been charged in the District of Wyoming in

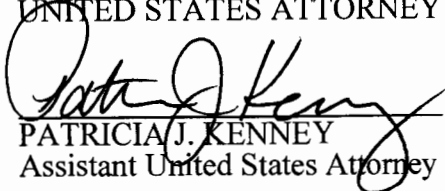


1 a 15 count indictment with conspiracy to commit mail and wire fraud, conspiracy to commit  
2 money laundering, mail fraud and wire fraud (copy attached).

3 Respectfully Submitted,

4 MELINDA HAAG  
UNITED STATES ATTORNEY

5 Date: June 27, 2013

6   
7 PATRICIA J. KENNEY  
Assistant United States Attorney

**EXHIBIT A**

COPY

U.S. DISTRICT COURT  
DISTRICT OF WYOMING

2012 AUG 29 PM 4 17

**United States District Court**

**For The District of Wyoming**

STEPHEN L. HARRIS, CLERK  
CHIEF CLERK

UNITED STATES OF AMERICA,

**WARRANT FOR ARREST**

vs.

PAUL D. CARDWELL

CASE NUMBER: 12-CR-0081-02F

To:

The United States Marshal and any  
Authorized United States Officer

**YOU ARE HEREBY COMMANDED to arrest Paul D. Cardwell  
and bring him or her forthwith to the nearest magistrate to **show cause why his bond  
should not be revoked.****

Stephan Harris

Name of Issuing Officer

Clerk of Court

Title of Issuing Officer

Signature of Issuing Officer

August 29, 2012, Cheyenne

Date and Location

*Josephine Saenz*  
By Deputy Clerk

Bail fixed at \$ Detain

By: Nancy D. Freudenthal

United States District Judge

**RETURN**

This warrant was received and executed with the arrest of the above-named defendant at \_\_\_\_\_

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING

2012 JUN 29 PM 4 04

STEPHEN J. CLARK  
CLERK

UNITED STATES OF AMERICA )

vs. )

Docket Number 12-CR-00081-02F

PAUL D. CARDWELL )

**PETITION FOR ACTION ON CONDITIONS OF PRETRIAL RELEASE**

COMES NOW, Phil Caldwell, Probation/Pretial Services Officer, presenting an official report upon the conduct of defendant, Paul D. Cardwell, who was placed under pretrial release supervision by the Honorable Scott W. Skavdahl, United States District Judge, sitting in the court at Cheyenne, Wyoming, on March 27, 2012. Among the conditions of bail were the terms as follows:

The defendant shall surrender his passport, and he shall not apply for or obtain another passport while this case is pending.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT AND FOR CAUSE AS FOLLOWS:**

1. That on or about June 25, 2012, the defendant applied for a U.S. Passport Book using the name of Paul D. Sappington.

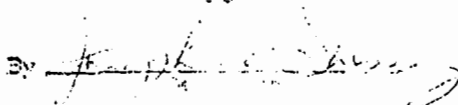
**PRAYING THAT THE COURT WILL ORDER THAT A WARRANT BE ISSUED FOR THE DEFENDANT'S ARREST SO THAT HE MAY BE BROUGHT BEFORE THE COURT TO SHOW CAUSE WHY HIS BOND SHOULD NOT BE REVOKED.**

DEPT. OF JUSTICE

Stephen J. Clark

Clerk

By

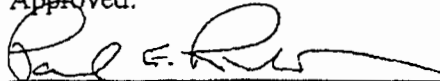


Respectfully,



Phil Caldwell  
Senior U.S. Probation Officer  
Place: Cheyenne, Wyoming  
Date: August 29, 2012

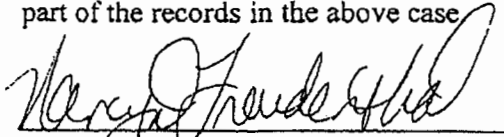
Approved:



Paul E. Ricketts  
Supervising U.S. Probation Officer

**ORDER OF COURT**

Considered and ordered this 29 day of  
August 2012, and ordered filed and made a  
part of the records in the above case



Nancy D. Freudenthal  
Chief U.S. District Court Judge

**EXHIBIT B**

U.S. DISTRICT COURT  
DISTRICT OF COLUMBIA

2012 MAR 15 PM 5 58

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA  
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA,

Plaintiff,

v

MICHAEL J. PLAKE, d/b/a/ Plake  
and Associates,

and

PAUL D. CARDWELL,

Defendants.

) No. 12cr-81-F

) Ct. 1:

18 U.S.C. § 1349

(Conspiracy to Commit Mail  
and Wire Fraud)

) Ct. 2:

18 U.S.C. § 1956(h)

(Conspiracy to Commit  
Money Laundering)

) Cts. 3-14:

18 U.S.C. § 1341

(Mail Fraud)

) Ct. 15:

U.S.C. § 1343

(Wire Fraud)

INDICTMENT

THE GRAND JURY CHARGES THAT:

ALLEGATIONS COMMON TO ALL COUNTS:

1. Beginning on or about March 2011 and continuing through and including September 2011, the Defendants MICHAEL J. PLAKE, d/b/a/ Plake and Associates (hereinafter PLAKE) and PAUL D. CARDWELL (hereinafter CARDWELL) obtained \$847,884.00 from Powell Valley Healthcare, Inc. (hereinafter PVHC), Powell, Wyoming, through a fraudulent billing scheme involving an entity known as "Plake and Associates."

2. At all times material to this Indictment, Defendant CARDWELL was the Chief Executive Officer (CEO) at PVHC in Powell, Wyoming.

3. At all times material to this Indictment, Defendant **PLAKE** was the Director of Religious Education, Youth Minister, St. Thomas Aquinas Center, The Catholic Center at Purdue University, Lafayette, Indiana.

4. At all times material to this Indictment, "Plake and Associates" was represented to be a health care recruiting firm retained through Defendant **CARDWELL** to place various medical personnel for PVHC.

5. At all times material to this Indictment, Defendant **PLAKE** was the sole proprietor of Plake and Associates, which entity conducted no recruiting for PVHC, and which entity had its only physical location at Defendant **PLAKE**'s personal residence in West Lafayette, Indiana.

6. At all times material to this Indictment, PVHC was a regional health care facility serving northwestern Wyoming and located in Powell, Wyoming.

**COUNT ONE**  
**(Conspiracy to Commit Mail and Wire Fraud)**

Beginning on or about March 2011, and continuing through and including September 2011, in the District of Wyoming and elsewhere, the Defendants, **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, did knowingly, intentionally and unlawfully combine, conspire, confederate and agree with one another to commit mail fraud and wire fraud, by devising and executing a scheme and artifice to defraud, and to obtain money by means of false and fraudulent pretenses, representations and promises, from Powell Valley Healthcare, Inc., Powell, Wyoming, which scheme



was furthered by the use of the mails (as well as a commercial interstate carrier), and wire communications, in violation of 18 U.S.C. §§ 1341 and 1343.

**MANNER AND MEANS**

1. It was part of the conspiracy that in March 2011, Defendant **CARDWELL** contacted PVHC's Director of Recruiting (M.G.) to inform M.G. that **CARDWELL**, as CEO, would be handling all physician recruitment at PVHC.

2. It was further a part of the conspiracy to commit mail fraud and wire fraud that Defendant **CARDWELL** contacted **PLAKE** to obtain Plake and Associates' taxpayer identification number, as well as an address for that entity.

3. It was further a part of the conspiracy to commit mail fraud and wire fraud that Defendant **CARDWELL** began instructing PVHC personnel to send checks via Federal Express (FedEx) to Plake and Associates at **PLAKE**'s personal residence in West Lafayette, Indiana.

4. It was further a part of the conspiracy to commit mail fraud and wire fraud that Defendant **PLAKE** deposited all of the Plake and Associates checks from PVHC into the Plake and Associates checking account at Purdue Employees Federal Credit Union in Lafayette, Indiana.

5. It was further a part of the conspiracy to commit mail fraud and wire fraud that **PLAKE** paid **CARDWELL** approximately 75% of the monies sent to Plake and Associates by PVHC.

6. It was further a part of the conspiracy to commit mail fraud and wire fraud that **PLAKE** retained 25% of the proceeds from PVHC, knowing that Plake and Associates never conducted any physician or medical personnel recruiting for PVHC.

7. It was further a part of the conspiracy to commit mail fraud and wire fraud that after PVHC auditors began questioning the payments made to Plake and Associates, Defendants **CARDWELL** and **PLAKE** fabricated "recruiting agreements" and "invoices" to create the illusion that the contracts and invoices had been previously provided to PVHC for the payments totaling \$847,884.00.

All in violation of 18 U.S.C. § 1349.

**COUNT TWO**  
**(Conspiracy to Commit Money Laundering)**

Beginning on or about April 2011, and continuing through and including September 2011, in the District of Wyoming and elsewhere, the Defendants, **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, did knowingly, intentionally and unlawfully combine, conspire, confederate and agree with each other to engage in monetary transactions affecting interstate commerce in criminally derived property of a value greater than \$10,000.00, as described in the "Manner and Means" portion of Count One of this Indictment, that is, **MICHAEL J. PLAKE** returned approximately \$706,000.00 to **PAUL D. CARDWELL** which were proceeds from recruiting fees paid by PVHC to Plake and Associates for which recruiting never occurred, in violation of 18 U.S.C. § 1957.

**MANNER AND MEANS**

1. It was part of the conspiracy to launder money that Defendants **CARDWELL** and **PLAKE** agreed that **PLAKE** would return to **CARDWELL** 75% of the funds received from PVHC.

2. It was further a part of the conspiracy to launder money that Defendant **PLAKE** sent a total of seven checks, drawn on the Plake and Associates checking account at Purdue Employees Federal Credit Union, to **CARDWELL**, and each check was in an amount exceeding \$10,000.00.

3. It was further a part of the conspiracy to launder money that Defendant **PLAKE** sent a total of four overseas wire transfers for the benefit of **CARDWELL**, and each wire transfer was in an amount exceeding \$10,000.00.

4. It was further a part of the conspiracy to launder money that Defendant **PLAKE**, after receipt of his portion of the PVHC proceeds, sent an overseas wire transfer for his own benefit, which wire transfer was in an amount exceeding \$10,000.00.

All in violation of 18 U.S.C. § 1956(h).

**COUNT THREE**  
(Mail Fraud)

On or about April 7, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in the "Manner and Means"

portion in Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #122761, payable to "Plake and Associates LLC", in the amount of \$57,200.00, and sent via Federal Express, a commercial interstate carrier, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT FOUR**  
**(Mail Fraud)**

On or about May 11, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portion of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #123510, payable to "Plake and Associates LLC", in the amount of \$72,643.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416874529, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT FIVE**  
**(Mail Fraud)**

On or about June 16, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portion of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #124349, payable to "Plake and Associates LLC", in the amount of \$30,254.00, and sent via Federal Express, a commercial interstate carrier, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT SIX**  
**(Mail Fraud)**

On or about June 23, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in the "Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an

authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #124522, payable to "Plake and Associates LLC", in the amount of \$33,500.00, and sent via Federal Express, a commercial interstate carrier, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT SEVEN**  
**(Mail Fraud)**

On or about June 30, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #124588, payable to "Plake and Associates LLC", in the amount of \$96,150.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416874893, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT EIGHT**  
**(Mail Fraud)**

On or about July 15, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portion of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #124946, payable to "Plake and Associates LLC", in the amount of \$ 90,675.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875021, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT NINE**  
**(Mail Fraud)**

On or about July 20, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an

authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #124991, payable to "Plake and Associates LLC", in the amount of \$57,500.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875065, which funds were subsequently converted to Defendants PAUL D. CARDWELL's and MICHAEL J. PLAKE's personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT TEN**  
**(Mail Fraud)**

On or about July 28, 2011, in the District of Wyoming and elsewhere, the Defendants PAUL D. CARDWELL and MICHAEL J. PLAKE, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #125186, payable to "Plake and Associates LLC", in the amount of \$72,825.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875168, which funds were subsequently converted to Defendants PAUL D. CARDWELL's and MICHAEL J. PLAKE's personal use and benefit.

In violation of 18 U.S.C. § 1341.



**COUNT ELEVEN**  
**(Mail Fraud)**

On or about August 17, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #125547, payable to "Plake and Associates LLC", in the amount of \$83,185.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875330, which funds were subsequently converted to Defendants **PAUL D. CARDWELL's** and **MICHAEL J. PLAKE's** personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT TWELVE**  
**(Mail Fraud)**

On or about September 8, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley

Healthcare, Inc. check #126245, payable to "Plake and Associates LLC", in the amount of \$79,425.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875525, which funds were subsequently converted to Defendants PAUL D. CARDWELL's and MICHAEL J. PLAKE's personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT THIRTEEN**  
**(Mail Fraud)**

On or about September 13, 2011, in the District of Wyoming and elsewhere, the Defendants PAUL D. CARDWELL and MICHAEL J. PLAKE, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #126293, payable to "Plake and Associates LLC", in the amount of \$83,889.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875536, which funds were subsequently converted to Defendants PAUL D. CARDWELL's and MICHAEL J. PLAKE's personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT FOURTEEN**  
**(Mail Fraud)**

On or about September 20, 2011, in the District of Wyoming and elsewhere, the Defendants **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money and property by means of false and fraudulent pretenses, representations, and promises, as described in "The Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be placed in an authorized depository for mail matter, according to the directions thereon, a Powell Valley Healthcare, Inc. check #126434, payable to "Plake and Associates LLC", in the amount of \$90,638.00, and sent via Federal Express, a commercial interstate carrier, tracking #488416875606, which funds were subsequently converted to Defendants **PAUL D. CARDWELL**'s and **MICHAEL J. PLAKE**'s personal use and benefit.

In violation of 18 U.S.C. § 1341.

**COUNT FIFTEEN**  
**(Wire Fraud)**

On or about September 25, 2011, in the District of Wyoming and elsewhere, the Defendants, **PAUL D. CARDWELL** and **MICHAEL J. PLAKE**, for the purpose of executing and attempting to execute a scheme and artifice to defraud, and for obtaining money by means of false and fraudulent pretenses, representations and promises, as described in the "Manner and Means" portions of Counts One and Two of this Indictment, did knowingly cause to be transmitted by means of wire communication, in interstate commerce, between Indiana and Wyoming, certain signs, signals, and

sounds, that is, an electronic wire communication (an email) which included invoices and alleged contracts between Plake and Associates and Powell Valley Healthcare, Inc.

In violation of 18 U.S.C. § 1343.

A TRUE BILL:

Kevin J. Frank  
FOREPERSON

Mr Crofts  
CHRISTOPHER A. CROFTS  
United States Attorney

PENALTY SUMMARY

DEFENDANT NAME: PAUL D. CARDWELL

DATE: March 13, 2012

INTERPRETER NEEDED: ☐ Yes ☒ No

VICTIM: ☒ Yes ☐ No

SEAL CASE: ☐ Yes ☒ No

OFFENSE: Ct. 1: 18 U.S.C. § 1349  
(Conspiracy to Commit Mail and Wire Fraud)

PENALTIES: 20 YEARS IMPRISONMENT  
\$250,000 FINE  
3 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

OFFENSE: Ct. 2: 18 U.S.C. § 1956(b)  
(Conspiracy to Commit Money Laundering)

PENALTIES: 10 YEARS IMPRISONMENT  
\$250,000 FINE  
3 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

OFFENSE: Cts. 3-14: 18 U.S.C. § 1341  
(Mail Fraud)

PENALTIES: 20 YEARS IMPRISONMENT  
\$250,000 FINE  
3 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

OFFENSE: Ct. 15: 18 U.S.C. § 1343  
(Wire Fraud)

PENALTIES: 20 YEARS IMPRISONMENT  
\$250,000 FINE  
3 YEARS SUPERVISED RELEASE  
\$100 SPECIAL ASSESSMENT

PENALTY SUMMARY - PAUL D. CARDWELL  
PAGE 2

TOTAL:                   290 YEARS IMPRISONMENT  
                          \$3,750,000 FINE  
                          3 YEARS SUPERVISED RELEASE  
                          \$1,500 SPECIAL ASSESSMENT

AGENT:     Norm Scott/FBI                   AUSA:     Lisa E. Leschuck  
            Chris Lucas/USPS

ESTIMATED TIME OF TRIAL:   ☒ 1-5 days   \_\_\_\_\_ more than 5 days

THE GOVERNMENT WILL SEEK DETENTION IN THIS CASE:

☒ Yes                   \_\_\_\_\_ No

The court should not grant bond because the  
Defendant is not bondable because there are  
detainers from other jurisdictions:

                  \_\_\_\_\_ Yes                   \_\_\_\_\_ No